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July 22, 2008

Magistrate Judge Andrew J. Peck
United States Courthouse
500 Pearl Street, Room 1370
New York, New York 10007

Re: Serious USA, Inc., et al. v. CD Digital Card, et al., Case No. 08 Civ. 4808 (GBD) (AJP)

Dear Judge Peck:

We represent Defendant Microvision Development, Inc. in the above referenced matter. We write with the consent of counsel for Plaintiffs, counsel for Defendant Disc Makers and counsel for Defendant Ingram Micro, Inc. (counsel for the remaining appearing defendants could not be reached as of this writing) to advise you of the status of the litigation. Several defendants have not appeared and Plaintiffs intend to seek entry of a default judgment as to those parties. One defendant's time to respond to the Complaint has been extended to July 28, 2008. Certain defendants are engaged in settlement discussions. All appearing parties have served initial disclosures. We are unaware of any further matters that need to be addressed at the status conference currently scheduled for Wednesday, July 23, 2008 at 9:30 a.m. Unless the Court wishes to address other matters with the parties, we respectfully request that the conference be adjourned for at least thirty days.

We acknowledge that this request is being made less than 48 hours prior to the scheduled conference, but we believe it is warranted to conserve the resources of the parties and of the Court.

Respectfully yours,

Tal Dickstein
Attorney At Law

Cc: All counsel of record (via email)

MEMO ENDORSED 7/22/08

status w/ 7/7/08 adjourned at
4:00 pm to 9/8 at 9:00 am
All being - docketed
under microvision (inc'd 7/23
order to you for default against
non-appearing party)

SO ORDERED:

Hon. Andrew Jay Peck
United States Magistrate Judge

BY FAX
9/8/08: All good
TJL/AM

FAX TRANSMITTAL SHEET

**ANDREW J. PECK
UNITED STATES MAGISTRATE JUDGE
UNITED STATES DISTRICT COURT**

Southern District of New York
United States Courthouse
500 Pearl Street, Room 1370
New York, N.Y. 10007-1312

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Dated: July 22, 2008

Total Number of Pages: 2

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TRANSCRIPTION:

MEMO ENDORSED 7/22/08

Status conf. of 7/23 adjourned at the parties' request to 9/8 at 9:30 AM. All discovery and other deadlines remain unchanged (inc. pltf's 7/23 deadline to move for default against non-appearing parties).

Copy to: Judge George B. Daniels